

AUG 19 2005

Application No. 09/857,906

Terminal Disclaimer submitted 8/19/2005

PTO/SB/25 (09-04)(modified) Approved for use through 07/31/2006. OMB 0851-0031 U.S. Patent and Trademark Office,
U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING "REFERENCE" APPLICATION**

Docket Number (Optional) QMT1.1-US

In re Application of: **Batich et al**Application No.: **09/857,906**Filed: **January 4, 2002**Confirmation no. **1157**For: **Intrinsically Bactericidal Absorbent Dressing and Method of Fabrication**

This is a Terminal Disclaimer on behalf of both owners of the instant application, Quick Med Technologies, Inc. (joint owner by assignment recorded at reel 013611/frame 0433) and the University of Florida Research Foundation, Inc. (joint owner by assignments recorded at reel 013561/frame 0665 and reel 013711/frame 0984).

Quick Med Technologies, Inc., owner of 50 percent interest in the instant application and University of Florida Research Foundation, Inc., owner of 50 percent interest in the instant application, hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 09/965,740, filed on September 28, 2001, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owners hereby agree that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantees, their successors or assigns.

In making the above disclaimer, the owners do not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that: any such patent: granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Page 1 of 2

United States Patent and Trademark Office
- Sales Receipt -

09/14/2005 LMORGAN 00000003 050845 09857906

01 FC:2814 65.00 DA